

HAMILTON COUNTY BOARD OF COMMISSIONERS
JUNE 9, 2008

The Hamilton County Board of Commissioners met on Monday, June 9, 2008 in the Commissioners Courtroom in the Hamilton County Government and Judicial Center, One Hamilton County Square, Noblesville, Indiana. The Commissioners met in Executive Session in Conference Room 1A at 1:00 p.m. President Altman called the public session to order at 1:47 p.m. and declared a quorum present of Commissioner Christine Altman, Commissioner Steven C. Dillinger and Commissioner Steven A. Holt. The Pledge of Allegiance was recited.

Approval of Minutes

Holt motioned to approve the minutes of May 27, 2008. Dillinger seconded. Altman corrected the amount of fees for the recording system, it should be \$1,744. Motion carried unanimously. Dillinger motioned to approve the minutes of May 20, 2008. Holt seconded. Motion carried unanimously.

Executive Session Memoranda

Holt motioned to approve the Executive Session Memoranda of May 27, 2008 and June 9, 2008. Dillinger seconded. Motion carried unanimously.

Highway Business

146th Street and Herriman Boulevard

Dillinger stated he met with Noblesville Mayor Ditslear and gave him a copy of the engineering report for 146th Street and Herriman Boulevard and asked them to review it and give us input.

Road Cut Permits

Mr. Joel Thurman requested approval of Open Road Cut Permits. 1) RDCUT 2008-003 – Gravelie Excavating, Inc. at 94’ south of 108th Street on College Avenue for city water service connection. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Concurrence with Traffic Study Correspondence

Thurman requested approval of the list of correspondence concerning investigations of requests for signage on Hamilton County Roads. 1) Richard P. Bailey regarding a “Children at Play” warning sign on Boulder Drive in Noblesville Township. The highway department’s recommendation is to not install the warning sign. 2) Mitch Russell regarding changing “Stop” condition on 274th Street and Arcadia Road in Jackson Township. The highway department recommends not changing the stop conditions at 274th Street and Arcadia Road. The existing 20 mph warning sign for the reverse turn on 274th Street west of Arcadia Road will be replaced and the bump on 274th Street will be converted to asphalt later this summer. 3) Sheriff Doug Carter regarding the speed limit on Cumberland Road between 221st Street and 234th Street in Jackson Township. The highway department recommended leaving the speed limit at 55 mph. Speed limit signs will be posted north of 221st Street and south of 234th Street. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

101st Street Speed Limit

Thurman requested 101st Street between Cyntheanne Road and the Hancock County Line in Fall Creek Township be posted at 40 mph. Due to the project for Bridge #236 the design speed was set at 40 mph due to a large sag curve. There is several feet of fill being installed and to get the design speed at 45 mph or 55 mph would have too great of an impact on the bridge project. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Official Actions [1:54]

274th Street Regulatory Signs

Thurman requested approval of an Official Action to install regulatory signs on 274th Street in Jackson Township. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

101st Street Regulatory Signs

Thurman requested approval of an Official Action to install regulatory signs on 101st Street in Fall Creek Township. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Small Structure #33025 Design Exception

Thurman requested approval of a Design Exception for Small Structure #33025, 291st Street over Bear Creek in White River Township. The highway department is recommending suspension of the county design standard requiring structures to meet the Q₁₀₀ flood event to allow an in-kind replacement of Small Structure #33025. The structure is at the intersection of Carpenter Road. In order to pass a Q₁₀₀ storm we would have to construct a couple of thousand feet of roadway along Bear Creek which would entail major dredging. The structure would grow in size to become a major bridge with total project costs being over \$1 million. The last traffic count on the road is 34 vehicles per day. The current project is under \$200,000. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

117th Street Excess Right of Way Sale

Thurman requested approval of the sale of excess right of way for 117th Street and Olio Road in Fall Creek Township to Geist Landing of Fishers, LLC. Holt motioned to approve. Dillinger seconded. Motion carried unanimously. Holt motioned to direct Tim Knapp to complete the sale. Dillinger seconded. Motion carried unanimously.

Resurface Project 08-2 Request to Advertise

Thurman requested permission to advertise for Contract Resurface project 08-2, Various Roads in Jackson and Noblesville Townships with bids being opened July 14, 2008. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Bridge #236 Replacement Request to Advertise

Thurman requested permission to advertise for the replacement of Bridge #236, 101st Street over Flatfork Creek with bids being opened July 14, 2008. Holt motioned to approve. Dillinger seconded. Motion carried unanimously. The Commissioners signed the Title Sheet for the project.

US 31 Public Hearing

Mr. Brad Davis attended a TAC (Technical Advisory Committee) meeting and the discussion was on how INDOT was going to handle the June 26th public hearing for the US 31 project at Carmel High School. They reviewed the interchange options at 146th Street and 151st Street but have not come to any conclusions at this time. INDOT and the consultants have met with Westfield and would like to have a joint meeting with Carmel, Westfield and the County prior to June 26. This meeting is tentatively set for June 24, 2008 at 1:30 p.m. with the location to be determined.

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Riverwalk Project

Davis stated the Riverwalk Project has been delayed slightly due to the weather. They plan to start driving pilings later this week for the north retaining wall. The utilities are being relocated and the construction trailer is up and running.

146th Street Access

Davis would like to have further discussion on the access onto 146th Street at Herriman Boulevard at the Friday morning highway meeting scheduled for June 27, 2008. The Commissioners adopted a resolution on May 30, 2008 to not allow access on to 146th Street. The highway department presented two options. Option 1 – “There will be no new direct access and/or change of usage of an existing access location allowed onto 146th Street.” Option 2 – “There will be no new direct access and/or change of access usage allowed onto 146th street without the express approval of the County Commissioners. Any access changes to existing access locations and/or new access locations would only be considered if a traffic impact study, meeting county requirements, shows the requested change would improve the Level of Service of 146th Street.” Mr. Mike Howard stated the City of Noblesville is telling new developers on the eastern leg of 146th Street that access will not happen. The highway department would set the parameters from a traffic impact study. Dillinger motioned to adopt Option 2. Holt seconded. Motion carried unanimously.

Friday Highway Meeting

The Commissioners cancelled the Friday, June 27, 2008 Highway meeting.

206th Street

Holt asked what is the timeline for the project on 206th Street from Hague Road to SR 19? Davis stated currently we are under design, there is no construction planned at this time. Holt asked what is the level of service for design? Thurman stated at this point from Hague Road to Cumberland Road is a four lane section with a divided median similar to Noblesville section of Hazel Dell Road. Dillinger asked which side is it coming from? Thurman stated we have not determined that at this point. Holt asked what is the staking for? Thurman stated it is part of the surveying. Dillinger stated we need to make sure to have dialog with the businesses on 206th Street and keep he and Commissioner Holt updated.

2009 Budget Request [2:11]

Hamilton County Convention and Visitors Bureau

Ms. Brenda Myers, Hamilton County Convention and Visitors Bureau (HCCVB) reviewed their 2009 proposed budget of \$3,098,165. Dillinger complimented the HCCVB on their inclusion of parks, etc. Myers stated approximately \$1 million is invested back into community development and we are seeing tremendous results, approximately \$800,000 is used for operations. The HCCVB now runs three welcome centers.

Community Development Block Grant

City of Noblesville ADA Ramps and Curbing

Mr. Mark McConaghy stated the City of Noblesville has accepted bids to expend Community Development Block Grant (CDBG) funds for replacing curbs and sidewalk ramps on Wayne Street between 10th and 16th Streets and on Maple Street between 12th and 16th Streets in the amount of \$156,630. McConaghy requested approval of the funding agreement with the City of Noblesville. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Alternatives of Madison County – Grant Extension Request

McConaghy stated Alternatives of Madison County have requested an extension of the FY06 contract for six months due to the decrease in referrals in 2007 from Hamilton County. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Public Service Applications

McConaghy stated he has sent out the Public Service Applications for the CDBG Grant. They requested \$229,000 and received \$118,000 for allocation. Holt motioned to approve. Dillinger seconded. McConaghy stated a motion is not required today, the entire package will be presented to the Commissioners for approval August 9.

Five Year Consolidated Plan

McConaghy stated 2009 will be the final year of the Five Year Consolidated Plan. Beginning October 2008 a new plan will be put together.

4-H Council 2009 Budget Request

Ms. Susan Peterson and Ms. Donna Lehman presented the 2009 funding request in the amount of \$95,900. Altman stated the County Council has had a discussion on funding of non-profit organizations. Under State law we are able to fund non-profit groups provided they have a contract with the county. The contract should certify what the funds are being used for and that the books are open for inspection upon request by the county. Holt motioned to approve the 2009 budget request. Dillinger seconded. Motion carried unanimously.

Buildings and Grounds [2:23]

2008 Overtime

Mr. Scott Warner requested permission to transfer \$5,000 from part time funds to overtime funds. The estimated shortfall for 2008 is \$12,500. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

2009 Budget – Personnel Requests

Warner stated there will need to be an increase in staff in the Buildings and Grounds department due to the addition of the new Community Corrections building, the conversion of the Jail Annex and the expansion of the existing Jail and Sheriff offices. Additionally an additional position is needed at the Hamilton County Fairgrounds whom he would like to start in January 2009. Altman asked what Buildings and Grounds is doing at the animal shelter, she thought they were only maintaining mechanical systems. Warner stated they get called to the animal shelter frequently for plugged drains. They also get called for the building not being cooled properly and miscellaneous mechanical issues. Warner stated they are at the animal shelter on average 14 hours per week. Altman stated she thought the understanding was they are going to do their own basic maintenance? Warner stated they do cleaning but if equipment fails it is considered mechanical and we repair it. Altman stated if they are stopping up the plumbing due to animal hair the Humane Society should be taking care of it. Fourteen hours and needing another person 20 hours is a lot of time for what the intent was. Howard stated if they are clogging the drains once a week they should be cleaning them out once a week. Altman stated 14 hours a week is excessive. Dillinger stated he did meet with John Barbee on the sallyport cooling issue; there is a fan system but it does not bring the temperature down. Barbee has agreed to contact

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Moore Engineering and bring back a recommendation to the Commissioners. Altman asked how many animals were in the sallyport? Dillinger stated in the two times he was there were about six (6) animals. If they are brought in at night the animals are brought into the shelter about four (4) hours after they open. They had animals with heat issues last year because the sallyport was over 110 degrees. Altman asked if it was that hot at night? Dillinger stated yes. The fan was operating but it was not clear that sometime in the evenings the fan is turning off. Warner stated it has a lot to do with the thermostat setting and people changing it. Altman asked if a cage could be put over the thermostat. Warner stated it only brings in 100% outside air which can be humid. Dillinger stated the air system is not good enough for what they are using it for.

Altman asked Warner when will he be bringing his 2009 budget to the Commissioners for review? Warner stated at the next meeting. Warner asked if he should include the personnel request in the 2009 budget request? Altman stated she thought there were no new personnel? Mills stated they are going to look at it on a case by case basis. Warner stated he believes funds have been built into the new corrections facilities for new personnel. Dillinger stated he needs more people; we can not add more square footage and keep it maintained with the same number of staff. Altman stated she would like Warner to look at the Humane Society hours. Warner stated they can talk with the Humane Society and ask them to take care of the plumbing issue, but they still need more time in the EMA and Highway facilities.

HAND, Inc. CDBG Request [2:31]

Mr. Mark Winzenread, with Hamilton County Area Neighborhood Development (HAND), Inc. requested permission to use CDBG funds to fund the extension of the Thistlewaite Drain in Sheridan to accommodate a proposed senior housing project named Spicewood. The total funds requested is \$156,000 for constructing the storm drain and \$15,000 in public service funding for general operating support. Dillinger asked if the Surveyor has any problem with this project? Winzenread stated no. Dillinger motioned to approve. Altman seconded. Holt abstained. Altman asked who is going to own the project? Ms. Carla Nome of Milestone Ventures, employed as a financial and development consultant for HAND stated the bulk of the project funding will be from federal property tax credits through the IRS; the other partner will be a limited partner, Great Lakes Capital Fund for Housing. They will be a limited partner for 15 years and they will exit the partnership and HAND, Inc. will take full ownership. During the 15 years HAND, Inc. will have a subsidiary wholly owned that they created that will be the general partner. HAND, Inc. through its subsidiary, will be in full control of the decisions of the day to day operations of the project. Altman stated we are using public funds that Hamilton County controls into a partnership and if the project should sell would those funds that Hamilton County invested retain the character of HAND, Inc. and used for this type of use instead of going to a private developer for profit? Nome stated yes. HAND, Inc. will control the property as a General Partner for 15 years and then expect to take full ownership after 15 years and they will have the legal right to do so for \$1.00 plus keeping the property's debt. Their intent is to own it as long as HAND, Inc. is in existence. Nome stated the Thistlewaite Drain portion would be an offsite venture. Altman requested assurance from HAND, Inc. that if this project would ever sell the monies invested, at least from the county's standpoint, would revert back to HAND, Inc. or back to the CDBG for use and not go to private ownership for private profit? Nome stated that is correct. Dillinger and Altman approved. Holt abstained.

IndianaMap Address Integration Pilot Program

Mr. Larry Stout stated Hamilton County has been selected as one of 15 counties to be a part of the IndianaMap Address Integration Pilot Project. Hamilton County will supply our 911 address, with no personal information, and the pilot project puts the information, along with the other county's information, into a single database and a single format and makes the information available to the public for Geo coding, etc. Eventually every county would be in the database. Hamilton County will receive \$3,000 and will include Marion County which will give use easier access to their addresses. Altman asked if the \$3,000 will cover the participation costs? Stout stated yes. Altman asked if we are giving up any data that we could sell or gain any monetary value? Stout stated all of the data is available for download from the county's website. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Community Corrections Grant

Ms. Stephanie Ruggles requested signatures on the renewal of the Community Corrections Grant from the Indiana Department of Corrections. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Handbook Revisions

Dillinger stated there was a question on the meal reimbursements in the revisions to the Employee Handbook. Altman stated she thought the county would reimburse for meals incurred by department heads/elected officials for meetings of official business. Howard stated the question is if it is taxable. Altman stated she thought it would be reimbursed whether on or off site and it would be non-taxable.

Commissioner Committee Reports

4-H Council

Holt stated the 4-H Council will be requesting funding for master planning, it has been 15 years since the last master plan.

Cicero Planning Jurisdiction

Altman stated she met with Chuck Kiphart and Byron Settles regarding the Cicero Planning jurisdiction transition. They would like to have it turned over by January 1, 2009. Altman stated she has informed Cicero that the county is waiving the last quarter payment to the County. Kiphart estimated it would be \$12,000. The plan is to send the information in the county's Posse system to Cicero's database by December 1, 2008 and hopefully they will have their new person hired by that date. The county's staff will help Cicero throughout the end of the year without charge but after January 1, 2009 we will charge on an hourly basis. Holt stated there is a Plan Commission Committee meeting to discuss the 2009 budget and how the budget will be scaled back. Altman stated Cicero thinks they can do all of the planning with one employee, including inspections. Altman stated she can see Kiphart doing more work on transportation and transit in terms of doing more regional planning.

Dillinger asked whose job is it to initiate a revision in the Comprehensive Plan, such as going from a 10 acre situation to a five acre situation? Holt stated it would be the Plan Commission. Holt stated the argument is how many septic systems do you want to put in the county. Dillinger stated this is inconsistent with the cities and every other municipality. Holt stated you work against municipalities when you allow for higher densities.

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Resolution 06-09-08-1, Eagletown Economic Development Area

Howard requested approval of Resolution 06-09-08-1, A Resolution of the Board of Commissioners of Hamilton County, Indiana, Approving the Interlocal Agreement By and Between the City of Westfield and Hamilton County, Regarding the Eagletown Economic Development Area. The Resolution will allow the Town of Westfield to establish the allocation area and transfer the parcels that are not yet annexed to the Town for purposes of creating the allocation area under the commitment of the Town that all of it is in the process of annexation other than the road. Dillinger motioned to approve. Holt seconded. Altman asked if the TIF money will be directed solely to road improvements? Mr. Jose Kreutz stated there are approximately \$43 million in project funds identified by the Town of Westfield and 98% are for public roads with the other 2% for public drainage. The Town owns a fiber optic service to provide fiber optics to the school system. 100 percent of the TIF funds will be used for public infrastructure. Altman asked if there are sewers? Kreutz stated there are no sewers. Altman asked if we have considered a TIF for the airport (Indianapolis Executive Airport)? Howard stated the entire airport is tax exempt. Howard stated Boone County would have to concur to create a TIF area. Motion carried unanimously.

146th Street Memorandum of Understanding with City of Noblesville

Howard requested approval of the Memorandum of Understanding between Hamilton County and the City of Noblesville agreeing to the City paying to the County the amount of \$1,628,529.59 to be used for the payment of the County Bond payment due July 10, 2008 and \$296,521.73 which is 50 percent (50%) of the county's out of pocket cost on or before June 25, 2008 for the 146th Street East project. Altman asked when will the landscaping and trails go in? Howard stated trails are going in as part of the SMC project and the rest of the trail is expected to go to bid this year with installation completed this year. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Leadership Academy 2008 Contract

Mr. Fred Swift requested approval of an agreement with the Hamilton County Leadership Academy for 2008 funding in the amount of \$5,000. Dillinger motioned to approve. Holt seconded. Dillinger and Holt approved. Altman abstained. Motion carried.

Dillinger left the meeting. [3:00]

Safety Risk Management Travel Request

Swift stated Dan Papineu has requested permission to attend a Worker's Compensation Conference September 8 and 9, 2008 in Indianapolis. Holt motioned to approve. Altman seconded. Motion carried unanimously.

First Indiana Bank Parking Lot

Swift asked the Commissioners if they want to designate the new parking lot spaces from the First Indiana Bank Parking lot be assigned to the personnel in the Historic Courthouse, the Department Heads, and their First Deputies; if there are any space left the Commissioners will assign remaining spaces at that time. Holt motioned to approve. Altman seconded. Motion carried unanimously.

City Directory Signs

Swift stated the City of Noblesville has four (4) new city directory signs, they are on posts and have requested permission to place on the outer sides on the four corners of the square. The City is requesting they be allowed to place a sign on the southwest corner of 8th Street and Logan Street, 9th Street and Logan Street, 10th Street and Conner Street. Holt motioned to table until the Commissioners can see the signs. Altman seconded. Motion carried unanimously.

NACo 2008 Credentials Form

Holt motioned to appoint Kenton Ward as the county's representative to NACo for 2008. Altman seconded. Motion carried unanimously.

Auditor [3:03]

Abaco Dock & Lift Company Lease Contract

Ms. Robin Mills requested approval of the Abaco Dock & Lift Company Lease Contract for rental of the 4-H Fairgrounds storage buildings for the period of October 1, 2008 to May 1, 2009. Holt motioned to approve. Altman seconded. Altman stated at some point we need to consider if we will need the space for storage for county departments. Motion carried unanimously.

Treasurer's Monthly Report

Mills requested acceptance of the Treasurer's Monthly Report dated May 31, 2008. Holt motioned to approve. Altman seconded. Motion carried unanimously.

Payroll Claims

Mills requested approval of Payroll Claims for the period of May 19-June 1, 2008 paid June 13, 2008. Holt motioned to approve. Altman seconded. Motion carried unanimously.

Vendor Claims

Mills requested approval of Vendor Claims to be paid June 10, 2008. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Holt motioned to adjourn. Altman seconded. Motion carried unanimously. [3:05 p.m.]

Commissioners Correspondence

Real Estate Tax Cap Email from Robert Harper
AIC Memorandum with Vonage and 911 Funding
AT&T Notice of Change in Pay Phone Service
Notice of Public Hearing

1575 Pleasant Street – Noblesville

IDEM Renewal NOI Application

Bryant Premium Pork, LLC

IDEM Notice of Construction Permit Application

The Meadows of Shelborne at Deer Path, Section 6 – Noblesville

The Ridge Subdivision, Section 2A – Noblesville

Thorpe Creek Interceptor Phase 4 – Fishers

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Present

Christine Altman, Commissioner
Steven C. Dillinger, Commissioner
Steven A. Holt, Commissioner
Robin M. Mills, Auditor
Fred Swift, Administrative Assistant to Commissioners
Dawn Coverdale, Chief Deputy Auditor
Michael Howard, Attorney
Darren Murphy, Attorney
Doug Carter, Sheriff
Brad Davis, Highway Director
Joel Thurman, Highway Project Engineer
Brandy Wariner, Highway Public Service Representative
Dave Lucas, Highway Staff Engineer
Robert Chadwell, Highway Inspector
Mark Fisher, Highway Project Engineer
Christopher Burt, Highway Engineering Technician
Tim Knapp, Highway Right-of-Way Manager
Matt Knight, Highway Bridge Program Engineer
Faraz Khan, Highway Staff Engineer
Kathy Howard, Highway Department Administrative Manager
Bob Davis, Highway Superintendent
Tania Lopez, Indianapolis Star
Rob Borders, Noblesville Daily Times
Floyd Burroughs, FEBA
Kati Adams
Patti Smith, BLN
Becki Wise-Kent, USI
Larry Stout, ISSD
Joes Kreutz, Westfield Interlocal Agreement

APPROVED
HAMILTON COUNTY BOARD OF COMMISSIONERS

ATTEST

Robin M. Mills, Auditor